

AMENDMENT TO THE
SELF-AUDIT / SELF DISCLOSURE AGREEMENT BETWEEN
THE SCHOOL DISTRICT OF PHILADELPHIA
AND
THE U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION III

I. INTRODUCTION

In March 2007, the School District of Philadelphia (School District) and the U.S. Environmental Protection Agency, Region III (EPA) entered into a Self-Audit/Self Disclosure Agreement (Agreement). The purposes of the Agreement are (i) to gauge the School District's compliance with the Asbestos Hazard Emergency Response Act (AHERA) requirements for all of the schools that are within the School District (Asbestos Audit), and (ii) for the School District was to conduct a comprehensive multimedia audit for certain schools within the School District (Multimedia Audit).

The Agreement provides that the School District was to select its auditors for both the Asbestos Audit and the Multimedia Audit within sixty (60) days of the effective date of the Agreement. The Agreement further provides that the School District would commence both the Asbestos Audit and the Multimedia Audit in the first full calendar quarter following the effective date of the Agreement.

As a result of certain budgetary and selection requirements, the School District was unable to select an auditor within the established timeframe. At this time, however, the School District has selected an auditor to complete the Asbestos Audit and the Multimedia Audit and is ready to proceed.

The School District and EPA each have determined that an amendment to the Agreement is necessary and appropriate to reflect a new commencement date for the Asbestos Audit and for the Multimedia Audit. Additionally, the parties desire to amend the list of facilities in the Multimedia Audit.

NOW, THEREFORE, the parties hereto, intending to be legally bound hereby, and in consideration of the mutual covenants and agreements set forth in this Amendment, hereby agree as follows:

1. Change of Commencement Date of AHERA Audit and Multimedia Audit

a. The School District and the EPA hereby amend Section III.D.2. of the Agreement by deleting the words "with the first full calendar quarter following the execution of this Agreement" and replacing with "on January 2, 2008."

b. The School District and the EPA hereby amend Section IV.D.2. by deleting the words "with the first calendar quarter following the selection of auditors for the Multimedia Audit" and replacing with "on January 2, 2008."

2. Changes to the List of Facilities To Be Audited. The School District and the EPA hereby amend Section IV.A. of the Agreement by deleting the list of schools to be audited and replacing the list with the following schools:

Elementary/Middle Schools :

5200 Alexander Adaire School
8200 Ethan Allen School
1460 Add B. Anderson School
4290 Guion S. Bluford School
5210 Henry A. Brown School
1230 William C. Bryant School
5220 George Clymer School
5170 Julia De Burgos Elementary School
4510 Frederick Douglas School
5250 Paul L. Dunbar School
7500 Feltonville Arts and Sciences School
5290 Joseph C. Ferguson School
4530 Edward Gideon School
7150 G & Hunting Park School
1290 Andrew Hamilton School
5320 John F. Hartranft School
1330 Samuel B. Huey School
5335 William H. Hunter School
4560 William D. Kelley School
2510 Andrew Jackson School
5100 John Paul Jones Middle School
4320 Robert E. Lamberton School
1350 William C. Longstreth School
5500 Thurgood Marshall School
4570 Gen. George C. Meade School
6320 Thomas Mifflin School
2390 Robert Morris School
1150 George Pepper Middle School
2420 Gen. John F. Reynolds School
6110 Theodore Roosevelt Middle School
6380 Shawmont School
6390 Edward Steel School
5560 Spring Garden School
1160 John P. Turner Middle School
2490 Laura W. Waring School

7370 Grover Washington Jr. Middle School
1420 Martha Washington School
4430 John G. Whittier School

High Schools:

4030 George Washington Carver High School
6010 Central High School
2020 Creative and Performing Arts High School
4110 Thomas Fitzsimons High School
2290 Franklin Learning Center
6020 Germantown High School
4010 Simon Gratz High School
1030 High School of the Future
5550 Kensington Culinary Arts High School
6060 Martin Luther King High School
5060 Jules E. Matsbaum High School
7020 Olney High School
5040 William Penn High School
6050 Philadelphia High School for Girls
4150 E. Washington Rhodes High School
6030 Roxborough High School
8150 Rush High School
6040 William B. Saul High School of Agriculture Sciences
1100 William L. Sayre High School
5140 Stoddart High School
4140 Strawberry Mansion High School
8030 George Washington High School
1020 West Philadelphia High School
2130 Robert Vaux High School

3. 3. Ratification, Interpretation, Integration, Further Amendment. Except as expressly modified by the terms and conditions of this Amendment, each and every one of the terms and conditions of the Agreement is hereby ratified and confirmed, and remains in full force and effect. In the event of a conflict between the terms and conditions of this Amendment and the terms and conditions of the original Agreement, the terms and conditions of this Amendment shall govern.

This Amendment is effective upon signature by both the School District and EPA.

For The School District of Philadelphia:

Patrick Henwood
Director of Capital Programs
The School District of Philadelphia

Approved as to form only:

Attorney for The School District of
Philadelphia

Date: _____

For EPA:

Donald S. Welsh, Regional Administrator
U.S. Environmental Protection Agency, Region III

Date: _____